

SUMMARY MINUTES OF THE SAINT PAUL CITY COUNCIL Wednesday, February 28, 2007 - 3:30 p.m.

CITY COUNCIL CHAMBERS, 3RD FLOOR City Hall and Court House 15 West Kellogg Boulevard

Note: All City Council meetings are on the City of Saint Pauls website. Meetings can be viewed in their entirety or a specific item can be viewed. Visit our website at www.ci.stpaul.mn.us/council and click on Watch the Live Webcast.

Council President Lantry called the meeting to order at 3:30 p.m.

Present – 5 – Benanav, Bostrom, Harris, Helgen, Lantry, Montgomery, Thune

Absent -2 – Montgomery, Thune (arrived after consent agenda)

Councilmember Helgen moved approval of Consent agenda

Adopted Yeas - 7 Nays - 0

CONSENT AGENDA (Items 1 - 26)

NOTE: ALL ITEMS LISTED UNDER CONSENT AGENDA WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS. IF DISCUSSION IS DESIRED BY A COUNCILMEMBER, THAT ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY.

COMMUNICATIONS AND ADMINISTRATIVE ORDERS

- Claims of Glen Beske, Peter Hughes, Abdulrazak Hussein, Mark J. Nelson, Michael Somermeyer, and Schmeik Wade.
 Referred to Risk Management
- 2. Summons and Complaint in the matter of Shirley Dodds vs. the City of Saint Paul, et al. Referred to the City Attorney's Office
- 3. Administrative Order:

D002627 Authorizing proper City officials in the Division of Parks and Recreation to execute all lease agreements that mature in 2007 and are one-year or less in duration.

On file in the City Clerk's Office

FOR ACTION

4. Resolution – 07-172 – Approving Employment Agreements between Independent School District #625 and Minnesota Teamsters Local No. 320, Machinists, Tri-Council, and Electricians. (To be laid over one week for adoption)

Laid over to March 7 for adoption

Yeas - 5 Nays - 0

5. Resolution – 07-173 – Approving compensation for property rights needed to improve White Bear Avenue at Maryland Avenue.

Adopted

Yeas - 5

Nays - 0

6. Resolution – 07-174 – Authorizing reconveyance of several tax-forfeited properties at the Johnson High School site to the State of Minnesota for subsequent conveyance to the Saint Paul School District.

Adopted

Yeas - 5

Nays - 0

7. Resolution – 07-175 – Approving the use of Neighborhood STAR Investment Initiative Program Funds for a Greenhouse Project in Ward 2.

Adopted

Yeas - 5

Nays -0

8. Resolution – 07-176 – Approving the use of Neighborhood STAR Investment Initiative Funds for the Blooming Rice Street Project in Ward 5.

Adopted

Yeas - 5

Nays - 0

9. Resolution – 07-177 – Accepting a contribution of \$80,000 from The St. Paul Travelers Foundation for operating support for the collaboration between Saint Paul Schools and the Americorps* VISTA national services program through the Capital City Education Initiative.

Adopted

Yeas - 5

Nays - 0

10. Resolution – 07-178 – Extending the existing contract with the State of Minnesota for transfer of City employee, Senior Commander Timothy Leslie, to the Department of Public Safety.

Adopted

Yeas - 5

Nays -0

11. Resolution – 07-179 – Adopting the City of Saint Paul Hazard Mitigation Plan as the official plan of action to prevent loss of life and property in the City of Saint Paul by reducing the risk posed by natural, man-made, technological, and terrorist incidents. Adopted Yeas – 5 Nays – 0

12. Resolution – 07-180 – Authorizing the City to enter into an agreement with Saint Paul Regional Water Services for the City's provision of central services to SPRWS for 2007. Adopted Yeas – 5 Nays – 0

13. Resolution – 07-181 – Approving the proposed issuance of Revenue Bonds for the Sholom Home East, Inc. Senior Housing Project on West 7th Street and Otto Avenue. Adopted Yeas – 5 Nays – 0

14. Resolution – 07-182 – Accepting a grant from the Metropolitan Council Livable Communities Demonstration Account for Temperance Street/North Quadrant, and amending the 2007 budget.
 Adopted Yeas – 5 Nays – 0

15. Resolution – 07-183 – Accepting a grant from the Metropolitan Council for Tax Base Revitalization Account, and amending the budget for the Commerce Building project. Adopted Yeas – 5 Nays – 0

Resolution – 07-184 – Approving the application of Kevin Carlin, owner, Anger Management Tattoo & Body Piercing, Inc., 608 Smith Avenue South, for a Tattoo Parlor license with conditions, per the Legislative Hearing Officer.
 Adopted Yeas – 5 Nays – 0

17. Resolution – 07-185 – Approving adverse action against the City Contractor – Interior Finishing license held by All State Tile Company for the City of Saint Paul. Adopted Yeas – 5 Nays – 0

18. Resolution – 07-186 – Approving adverse action against the Malt On Sale (Strong); Wine On Sale, and Restaurant (B) more than 12 seats licenses held by Ketsana's St. Paul Restaurant, Inc., d/b/a Ruam Mit Thai Café, 475 St. Peter Street.

Adopted Yeas – 5 Nays – 0

19. Resolution – 07-187 – Approving adverse action against all licenses held by GKTC Corporation, d/b/a The Lucky Foxx Bar and Grill, 731 Randolph Avenue.
 Adopted Yeas – 5 Nays – 0

20. Resolution – 07-188 – Approving adverse action against all licenses held by Montrose Grocery and Oil, Inc., d/b/a West 7th Market, 675 West 7th Street.

Adopted Yeas – 5 Nays – 0

21. Resolution – 07-189 – Authorizing a spending plan for additional funding received from a donation by Michael K. Brown and Julie Schultz Brown to be used for Hmong Refugee Youth programs.

Adopted Yeas - 5 Nays - 0

22. Resolution – 07-190 – Authorizing a spending plan for additional funding received from a donation by Michael K. Brown and Julie Schultz Brown to be used for the Jimmy Lee/Oxford renovation project.

Adopted Yeas - 5 Nays - 0

- 23. Resolution 07-191 Accepting donations for the 2006 Amenity Donation Program. Adopted Yeas 5 Nays 0
- 24. Resolution 07-192 Authorizing the Division of Parks and Recreation to apply for grant funding made available by the Federal Recreational Trail Equipment Program, a MN DNR sponsored program, to be used toward eligible purchases of trail maintenance equipment.

Adopted Yeas - 5 Nays - 0

- 25. Resolution Approving Assessment 07-193 In the matter of the assessment of benefits, cost and expenses for construction of new concrete curb and sidewalk and a new above standard twin globe lantern street lighting system on Rice Street from Sycamore Street to Front Avenue, and setting date of public hearing for April 4, 2007. (File No. 19027) Adopted Yeas 5 Nays 0
- 26. Resolution Approving Assessment 07-194 In the matter of the assessment of benefits, cost and expenses for tenant remedy action rehabilitation for property at 941 Edmund Avenue in January, 2007, and setting date of public hearing for April 4, 2007 (TR0701). Adopted Yeas 5 Nays 0

FOR DISCUSSION

27. Resolution – 07-120 – Ordering the owner to remove or repair the building(s) at 872 Simcoe Street within fifteen (15) days from adoption of resolution. (Public hearing held and laid over February 7; laid over February 21) (Legislative Hearing Officer recommends granting the owner one-hundred eighty (180) days to complete the repairs to the building provided the following conditions are met by Friday, February 2: 1) provide an approved work plan outlining the necessary repairs to the building with a timeline for completing the repairs; and 2) provide an approved financing plan outlining the financial wherewithal to complete the necessary repairs.)

Councilmember Helgen moved approval (remove or repair within 15 days)

Adopted Yeas - 7 Nays - 0

ORDINANCES

NOTE: AN ORDINANCE IS A CITY LAW ENACTED BY THE CITY COUNCIL. IT IS READ AT FOUR SEPARATE COUNCIL MEETINGS AND BECOMES EFFECTIVE AFTER PASSAGE BY THE COUNCIL AND 30 DAYS AFTER PUBLICATION IN THE SAINT PAUL LEGAL LEDGER. PUBLIC HEARINGS ON ORDINANCES ARE HELD AT THE THIRD READING.

28. Final Adoption – 06-1047 – An ordinance amending the Saint Paul Legislative Code by creating a new section, Legislative Code § 69.511, entitled "parkland dedication requirements, residential developments." (Laid over from January 17) (Laid over from February 7)

Councilmember Bostrom laid over to March 7 for final adoption

Yeas - 7 Nays - 0

29. Final Adoption – 07-74 – An ordinance preserving the status quo pending the completion and report of a study and possible action on the study including amending the City's zoning ordinances regulating advertising signs as they may pertain to retrofitting existing advertising signs with new "digital" or "electronic" panels.

Councilmember Thune moved approval

Adopted Yeas - 7 Nays - 0

30. Final Adoption – 07-115 - An ordinance deleting Chapter 420 of the Saint Paul Legislative Code, "Scrap and Metal Processors," as that license has been replaced by Recycling Collection Center/Recycling Processing Center language.

Councilmember Thune moved approval

Adopted Yeas - 7 Nays - 0

Final Adoption – 07-116 – An ordinance amending Chapter 225 of the Saint Paul Legislative Code by adding new sections defining and regulating Non-Lethal Firearms and deleting other sections therein. (Substitute introduced February 14)

Councilmember Helgen moved approval

Adopted Yeas - 7 Nays - 0

32. First Reading – 07-195 – An ordinance memorializing City Council action granting the application of Nou Vang to rezone property from I1 (Light Industrial) to TN2 (Traditional Neighborhood) at 892 Hamline Avenue North, northeast corner at Pierce Butler Route. (Zoning File No. 06-289-537) (Public hearing held February 7, 2007) Laid over to March 7 for second reading

Reconsidered Item:

Council President Lantry moved to recall the following item which was adopted on February 21, 2007. Yeas – 7 Nays - 0

Resolution Ratifying Assessment – 07-171 – In the matter of the assessment of benefits, cost and expenses for summary abatement (property clean-ups) from December 1, to December 27, 2006 (J0618A); providing weekly garbage hauling services from December 5 to December 27, 2006 (J0616G). (Legislative Hearing Officer recommends approval)

Council President Lantry moved to lay the resolution over to April 18 for a public hearing due to a notification issue. Yeas -7 Nays -0

Suspension Item

Councilmember Helgen moved suspension of the rules to introduce the following resolution: Yeas - 7 Nays - 0

Resolution – 07-196 – Approving the 2008 Federal Legislative Priorities.

Councilmember Helgen and Mike Wilhelmi, Mayor's Office, stated this resolution was for projects under \$300 million. Even though the Central Corridor is a priority for the City, it wasn't included on this resolution as it is funded on the County level where there are specific appropriations for it.

Nays - 0

Councilmember Helgen moved approval Adopted Yeas -7 Nays -0

Councilmember Thune moved to adjourn the meeting. Yeas - 7

ATTEST:	ADJOURNED at 3:50 P.M.
Mary Erickson Assistant Council Secretary	Kathy Lantry, Council President
Submitted by: Carol Broermann	March 28, 2007 Minutes approved by Council